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## UNITED STATES COURT OF APPEALS

MAY 22 2017

## FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK U.S. COURT OF APPEALS

ALAN BRINKER; et al.,

Plaintiffs-Appellants,

v.

NORMANDIN'S, DBA Normandin Chrysler Jeep Dodge Ram, a California corporation and ONECOMMAND, INC.,

Defendants-Appellees.

No. 17-15452

D.C. No. 5:14-cv-03007-EJD Northern District of California, San Jose

**ORDER** 

Appellants' motion to dismiss this appeal (Docket Entry No. 9) is granted.

Fed. R. App. P. 42(b). The parties shall bear their own costs and attorneys' fees on appeal.

A copy of this order shall serve as and for the mandate of this court.

FOR THE COURT

By: Stephen Liacouras Circuit Mediator

sl/mediation